

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

IN RE NATIONAL PRESCRIPTION  
OPIATE LITIGATION

This document relates to:

*Case Track 7*

Case No. 1:18-op-46326-DAP

THE MONTGOMERY COUNTY BOARD OF  
COUNTY COMMISSIONERS and THE STATE  
OF OHIO *EX REL.* MATHIAS H. HECK, JR.,  
PROSECUTING ATTORNEY,

Plaintiff,

vs.

CARDINAL HEALTH, INC. et al.,

Defendants.

MDL No. 2804

Case No. 17-md-2804

Judge Dan Aaron Polster

**JOINT MOTION FOR EXTENSION OF CMO DEADLINES FOR  
EXPERT DISCLOSURES AND FOR DAUBERT  
AND DISPOSITIVE MOTIONS BRIEFING**

Plaintiff Montgomery County (“Plaintiff”) and Defendants<sup>1</sup> jointly request a two-week extension of the deadlines for expert disclosures, expert discovery, and the briefing on dispositive motions set forth in the Amended Track Seven Case Management Order for Montgomery County, Ohio (Doc. 4405). Plaintiff seeks a two-week extension for the disclosure of its expert reports.

<sup>1</sup> CVS Indiana L.L.C., CVS Rx Services, Inc., CVS TN Distribution, LLC, CVS Pharmacy, Inc., Ohio CVS Stores, LLC, The Kroger Co., Kroger Limited Partnership I, Kroger Limited Partnership II, Meijer, Inc., Meijer Distribution, Inc., Meijer Stores Limited Partnership, Walgreens Boots Alliance, Inc., Walgreen Co., Walgreen Eastern Co., Inc., and Walmart, Inc.

Defendants have agreed to this extension, contingent on a similar two-week extension to their disclosures and adjustments to the briefing schedule to accommodate the new expert dates.

The proposed new dates are set forth below, some modifications to the two-week periods further agreed upon to accommodate holidays:

<b>Deadline:</b>	<b>Proposed Revised Dates</b>
Plaintiff Expert Reports	8/22/2022
Plaintiff Expert Depos	9/8/2022 to 9/27/2022
Defendant Expert Reports	10/17/2022
Defendant Expert Depos	11/3/2022 to 11/21/2022
Daubert and Dispositive Motions	12/7/2022
Opp. Briefs Due	1/13/2022
Reply Briefs Due	1/27/2022

Dated: August 8, 2022

Respectfully submitted,

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### **CERTIFICATE OF SERVICE**

I hereby certify that on August 8, 2022, I electronically filed the foregoing with the Clerk of Court by using the CM/ECF system and may be obtained by using the CM/ECF system. Copies will be served upon counsel of record by, and may be obtained through, the Court CM/ECF system.

/s/Peter H. Weinberger

Peter H. Weinberger